

**South Carolina Board of Occupational Therapy
Board Meeting
Friday, November 13, 2015
110 Centerview Drive
Synergy Business Park, Kingstree Building, Room 108
Columbia, South Carolina**

Board members present:

Lesly W. James, Ph.D., OTR/L, Chairperson
Ricardo Holmes, Sr., OTR/L, Vice President
Hima N. Dalal, OTR
Melissa Hevia, OTA
Todd A. Laliberte, OTR
Mary Rebecca Coleman, OTR

Staff present:

Stacey Heuson, Advice Counsel
Veronica Reynolds, Administrator
Mack Williams, Administrative Assistant

Public notice of this meeting was properly posted at the South Carolina Board of Occupational Therapy office, lobby of the Kingstree Building and provided to all requesting persons, organizations and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act. A quorum was present at all times.

Call to Order

Dr. James, Chairperson called the meeting to order at 10:16a.m., Room 108, Kingstree Bldg, 110 Centerview Drive, Columbia, South Carolina.

Approval of the Agenda

Motion: In open session, Mr. Holmes made a motion to approve the agenda. The motion was seconded and approved.

Approval of the Minutes

Motion: In open session, Mr. Holmes made a motion to approve the May 1, 2015 minutes. The motion was seconded and approved.

Approval/Disapproval of Absent Members

All Members Present- Board Members introduced themselves.

Mr. Imgrund, Esq. and Mr. Sitterle, Esq., Office of Disciplinary Counsel addressed the Board concerning the Governor's Task force on Domestic Violence.

Update on Recent Changes in Status and Case Law: Ms. Heuson Esq., addressed the Board regarding updates on recent changes in Statutes and Case Law.

Disciplinary Presentation: Ms. Johnson, Esq., Office of Disciplinary Council and Mr. Sanders, Chief Investigator, gave the Board an overview of the disciplinary process.

Office of Investigations and Enforcement (OIE) Report: Mr. Sanders, Chief Investigator presented the IRC report to the Board. Case 2014-5 was recommended for dismissal.

Motion: In open session, Mr. Laliberte made a motion to accept the IRC recommendations for case 2014-5 for dismissal. The motion was seconded and approved.

Mr. Sanders, Chief Investigator presented Case 2015-2, recommended for formal complaint.

Motion: In open session, Mr. Holmes made a motion to accept the IRC recommendations for case 2015-2 for a formal complaint. The motion was seconded and approved.

Mr. Sanders, Chief Investigator presented Case 2015-5, recommended letter of caution.

Motion: In open session, Mr. Laliberte made a motion to accept the IRC recommendations for case 2015-5 a letter of caution with striking the word "always". The motion was seconded and approved.

Mr. Sanders presented the statistical report, five (5) cases received in the third quarter ending September 30, 2015. There was eight (8) cases received for the year and (12) twelve cases closed and currently three (3) active investigations.

The Board accepted the statistical report as information.

Office of Disciplinary Counsel (ODC) Report: Ms. Johnson, Office of Disciplinary Counsel presented the ODC report to the Board, two (2) cases being presented today and five (5) cases closed since January 11, 2015.

Motion: In open session, Mr. Holmes made a motion to accept the ODC Report. The motion was seconded and approved.

Finance Report: Ms. Reynolds reviewed the finance report with the Board.

The Board accepted the report as information.

Consent Agreement

Case# 2013-8: The respondent did not make a personal appearance before the Board and was not represented by legal counsel. Mr. Hanks, Office of Disciplinary Counsel presented the signed consent agreement to the Board.

Motion: In open session, Mr. Laliberte made a motion to accept the consent agreement. The motion was seconded and approved.

Memorandum of Agreement

Case# 2013-7: The respondent made a personal appearance before the Board and was not represented by legal counsel.

Motion: In open session, Mr. Holmes made a motion to go into executive session to receive legal advice on case# 2013-7. The motion was seconded and approved.

[Executive Session:] No votes were taken during executive session. 1:01p.m.-1:37p.m.

Motion: In open session, Ms. Dalal made a motion to come out of executive session. The motion was seconded and approved.

Motion: In open session, Mr. Holmes made a motion to impose the following sanctions, public reprimand, five hundred (\$500) dollar fine, and take an AOTA approved ethics course. The motion was seconded and approved.

Application Hearings

Renewal Application

Rebecca Rochester: Ms. Rochester made a personal appearance before the Board and was not represented by legal counsel. The purpose of the hearing was to determine if a license should be renewed as an Occupational Therapist Assistant.

Motion: In open session, Ms. Dalal made a motion to go into executive session to receive legal advice on Ms. Rochester application. The motion was seconded and approved.

[Executive Session:] No votes were taken during Executive Session. 1:51p.m.-1:56p.m.

Motion: In open session, Ms. Coleman made a motion to come out of Executive Session. The motion was seconded and approved.

Motion: In open session, Ms. Hevia made a motion to renew the license as an Occupational Therapy Assistant. The motion was seconded and approved.

Reinstatement Application

Melissa Tomko: Ms. Tomoko made a personal appearance before the Board and was not represented by legal counsel. The purpose of the hearing was to determine if a license should be reinstated as an Occupational Therapist Assistant.

Motion: In open session, Ms. Dalal made a motion to go into executive session to receive legal advice on Ms. Tomko application. The motion was seconded and approved.

[Executive Session:] No votes were taken during Executive Session. 2:13p.m.-2:27p.m.

Motion: In open session, Ms. Coleman made a motion to come out of Executive Session. The motion was seconded and approved.

Motion: In open session, Ms. Hevia made a motion to reinstate the license to practice as an Occupational Therapy Assistant with a fine of one hundred fifty (\$150) dollars. The motion was seconded and approved.

Leslie Wase: Ms. Wase made a personal appearance before the Board and was not represented by legal counsel. The purpose of the hearing was to determine if a license should be reinstated as an Occupational Therapist.

Motion: In open session, Ms. Hevia made a motion to go into executive session to receive legal advice on Ms. Wase application. The motion was seconded and approved.

[Executive Session:] No votes were taken during Executive Session. 2:35p.m.-2:38p.m.

Motion: In open session, Ms. Coleman made a motion to come out of Executive Session. The motion was seconded and approved.

Motion: In open session, Ms. Hevia made a motion to reinstate the license to practice as an Occupational Therapist with a fine of one hundred (\$100) dollars. The motion was seconded and approved.

Endorsement Application

Tonja Oliphant: Ms. Oliphant made a personal appearance before the Board and was not represented by legal counsel. The purpose of the hearing was to determine if a license should be granted as an Occupational Therapist Assistant.

Motion: In open session, Ms. Hevia made a motion to go into executive session to receive legal advice on Ms. Oilphant application. The motion was seconded and approved.

[Executive Session:] No votes were taken during Executive Session. 3:03p.m.-3:06p.m.

Motion: In open session, Mr. Laliberte made a motion to come out of Executive Session. The motion was seconded and approved.

Motion: In open session, Ms. Coleman made a motion to grant a license to practice as an Occupational Therapy Assistant. The motion was seconded and approved.

Discussion Items

OT ability to perform dry needling- The Board discussed dry needling and forming a committee to do additional research.

Dr. James appointed Ms. Dalal and Mr. Holmes on the subcommittee to do additional research on an OT ability to perform dry needling.

NBCOT Navigator- The Board discussed the NBCOT Navigator.

2016 Board Meeting Dates: The Board reviewed the 2016 Board meeting dates.

Motion: In open session, Mr. Laliberte made a motion to accept the 2016 Board meeting dates. The motion was seconded and approved.

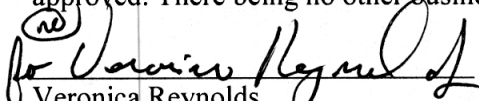
Board Elections

Motion: Mr. Laliberte made a motion to nominate Dr. James as Chair. The motion was seconded and approved.

Motion: Ms. Dalal made a motion to nominate Mr. Holmes as Vice Chair. The motion was seconded and approved.

Adjournment

Motion: In open session, Ms. Hevia made a motion to adjourn. The motion was seconded and approved. There being no other business, the meeting was adjourned at 4:03 p.m.

^(nd)

Veronica Reynolds
Administrator

3.9.16
Date